GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Allegations of corruption against Sri Kenchala Sekhappa, S/o Late K.C. Seshappa, Office Superintendent, A-Section, O/o Deputy Director, Social Welfare Department, Kurnool – Trapped by Anti-Corruption Bureau on 8-6-2015 - Sanction of prosecution under Prevention of Corruption Act,1988 – Accorded – Orders – Issued.

SOCIAL WELFARE (VIG/A2) DEPARTMENT

G.O.MS.No. 80 **Dated: 31-08-2017**

ORDER:

Whereas Sri Kenchala Sekhappa, S/o Late K.C.Seshappa, worked as Office Superintendent, A-Section, O/o Deputy Director, Social Welfare Department, Kurnool from 07-06-2014 to 08-06-2015. By virtue of the post held by him, he falls under the category of public servant as defined U/s 2(c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri T.Dharamaraju, is resident of Door No.78/8A-12-2-119B, Vithal Nagar, Kurnool Town, an agriculturist. During 2011, Sri T Dharamaraju has established a society by name Green & Animal Saver Society (GRASS) with an intention to provide Class–IV outsourced employees to the SC Hostels under Social Welfare Department. On 26.08.2011, he gave an application in the office of District Collector, Kurnool to recognize his society and give contract for providing outsourcing employees. The said application was endorsed to the District Employment Officer for verification of the society and for forwarding the proposals. After completion of necessary formalities the District Employment Officer having considered, has declared his organization as an outsourcing agency and issued letter Outsourcing/612/2012, dt.14.08.2012. The Social Welfare Department has not given the contract to Sri T Dharmaraju and gave the outsourcing contract to some other agency and the said contract lapsed on 30.06.2014. Subsequently, Sri T Dharamaraju met the Deputy Director, Social Welfare, Kurnool, Sri Saraiah and requested him to consider his organization for providing outsourcing employees, who informed that he was only in charge DD and asked him to meet the Office Superintendent and get the note file prepared, so that he would forward the file to the District Collector. On that, Sri T.Dharamaraju met the Office Superintendent Sri K.Sekhappa and on the advice he has submitted an application to the Collector on 08-9-2014 informing that the previous outsourcing agencies period has come to an end and to call fresh tenders and to issue orders to his organization for supplying outsourced Class-1V employees to the Social Welfare Department. On which the Collector made an endorsement to the DD, Social Welfare, Kurnool for verification and to put up the file. The Prajavnai complaint No.28122, was filed on 8-09-2014. Later, in the month of April, 2015 Sri T.Dhramaraju met the in charge DD, Social Welfare, Kurnool Sri Balu Naik, who also informed that he is in charge DD and asked him to meet the Office Superintendent and get the note file prepared and that he would forward the file to the Collector. On 21-05-2015, Sri T.Dharmaraju met Sri K.Sekhappa, the Office Superintendent of Social Welfare Department, and for that nominating the Committee and for putting up the file to the DD, Social Welfare, Kurnool, Sri K. Sekhappa demanded Rs.50,000/- as bribe. Sri T.Dhramaraju informed Sri K.Sekappa that he cannot pay that much amount and returned. Thereafter, he met Sri K.Sekhappa many times on which Sri K.Sekhappa reiterated his earlier demand of Rs.50,000/- as bribe. On 06-06-2015, again when Sri T.Dhramaraju met Sri K.Sekhappa, he demanded Rs.50,000/- as bribe and informed that only on payment he would attend the work. When Sri T.Dhramaraju pleaded his inability to pay Rs.50,000/-, Sri K.Shekappa informed him to pay Rs.20,000/- as bribe as an advance and the balance amount after completing the work. As there was no other alternative, Sri T.Dharmaraju accepted to pay the demanded bribe amount to Sri K.Sekhappa and Sri K.Sekhappa informed him

to pay the money within 2 or 3 days at his office and to pay the bribe amount to him or to the person as directed by Sri K.Sekhappa. Sri T.Dhrmaraju was not willing to pay the demanded bribe amount of Rs 20,000/-and therefore on 6-6-2015 at 5.30 PM he attended the office of DSP, ACB, Kurnool and gave a written complaint against Sri K.Sekhappa.

3. And whereas, after due verification on 08-06-2015 at 9.30 A.M, the complaint of Sri T.Dhramaraju was registered as a case in Cr.No.6/RCT-KUR/2015 U/s 7 of PC Act by the DSP, ACB, Kurnool and he proposed to lay a trap against Sri K.Sekhappa.

4. And whereas, on 8-6-2015 Sri K.Sekhappa was trapped at his office when he further demanded and accepted illegal gratification from Sri T.Dharmaraju with his right hand, counted with both the hands and kept the same in his right side pant pocket. Both the hand fingers of Sri K.Sekhappa when tested in sodium carbonate solution gave positive result and the tainted currency notes of Rs.20,000/- was recovered from the right side pant pocket of Sri K.Sekhappa. The inner linings of the right side pant pocket when tested in sodium carbonate solution also gave positive result. The D.S.P. verified and seized relevant documents, material objects and tainted amount of Rs 20,000/-.

5. And whereas, the said acts of Sri Kenchala Sekhappa,S/o Late K.C.Seshappa, Office Superintendent, A-Section, O/o Deputy Director, Social Welfare Department, Kurnool, constitute offence punishable U/s 7 and clause (d) of sub. Sec (1) of Section 13 r/w Sub Section (2) of Sec.13 of the Prevention of Corruption Act 1988 (Central Act 49 of 1988).

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri Kenchala Sekhappa, Office Superintendent, A-Section O/o Deputy Director, Social Welfare Department, Kurnool, from his office after fully and carefully examining the material i.e. copy of the FIR, Mediators Report-I and II statement of witnesses and relevant record and final investigation report placed before them with respect to the said allegations and having regard to the facts and circumstances of the case consider that Sri Kenchala Sekhappa, Office Superintendent, A-Section, O/o Deputy Direc,tor Social Welfare Department, Kurnool, should be prosecuted in a court of law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act,1988 (Central Act 49 of 1988), the Government of Andhra Pradesh, Amaravathi, do hereby accord sanction for the prosecution of the said Sri Kenchala Sekhappa, Office Superintendent, A-Section, O/o Deputy Director, Social Welfare Department, Kurnool for the offence punishable U/s 7 and clause (d) of sub Sec. (1) of Section 13 r/w Sub section (2) of Sec. 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any provision of law for the time being in force in respect of the above said acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(**BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau,
Andhra Pradesh, Vijayawada.

//FORWARDED::BY RDER//

SECTION OFFICER